



PATENT APPLICATION

COPY OF PAPERS
ORIGINALLY FILED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

DEKKER, A.

Serial No.: 10/081,887

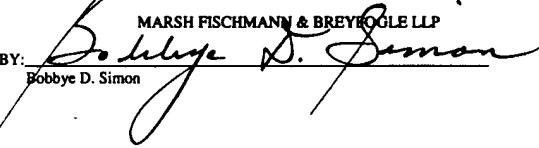
Filed: February 22, 2002

Confirmation No.: 9941

Atty. File No.: 41942-04500

For: "MONITORING MAYER WAVE
EFFECTS BASED ON A
PHOTOPLEHYSMOGRAPHIC
SIGNAL"

-) Group Art Unit: 3736
-)
-) Examiner: Not Yet Assigned
-)
-) **SUBMISSION OF MISSING PARTS**
-)

CERTIFICATE OF MAILING	
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 ON <u>May 14, 2002</u> .	
MARCH FISCHMANN & BREYFOGLE LLP	
BY:	 Bobbye D. Simon

Assistant Commissioner For Patents
Washington, D.C. 20231
BOX MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts dated April 5, 2002 in connection with the above-identified application, enclosed herewith please find a Declaration. Please note that the Assignment documents have been submitted to the Assignment Branch under separate cover on this same date.

Also enclosed please find a check in the amount of \$1,434.00 which includes payment of the filing fee in the amount of \$1,304.00 reflecting large entity status, and the amount of \$130.00

for payment of the surcharge. Please credit any overpayment or debit any underpayment to Deposit Account No. 50-1419. A copy of the Notice to File Missing Parts is also enclosed.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By: Kent A. Fischmann

Kent A. Fischmann, Esq.
Registration No. 35,511
3151 South Vaughn Way, Suite 411
Aurora, Colorado 80014
(720)562-5501

Date: May 14, 2002

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**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
41942-04500

In Re Application Of: **DEKKER, A.**

**COPY OF PAPERS
ORIGINALLY FILED**

JUN 05 2002

Serial No.
10/081,887

Filing Date
February 22, 2002

Examiner
Not Yet Assigned

Group Art Unit
3736

Invention: "MONITORING MAYER WAVE EFFECTS BASED ON A PHOTOPLETHYSMOGRAPHIC SIGNAL"

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
April 5, 2002
Date

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- Other (list):

Submission of Missing Parts

Check No. 2521

Acknowledgment Postcard

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
41942-04500

In Re Application Of: **DEKKER, A.**

Serial No.
10/081,887

Filing Date
February 22, 2002

Examiner
Not Yet Assigned

Group Art Unit
3736

Invention: **"MONITORING MAYER WAVE EFFECTS BASED ON A PHOTOPLETHYSMOGRAPHIC SIGNAL"**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

Completion of application fees as calculated below:

<input checked="" type="checkbox"/> Utility application filing fee	\$740.00
<input type="checkbox"/> Design application filing fee	_____
<input checked="" type="checkbox"/> Total number of independent claims = <u>5</u>	\$168.00
<input checked="" type="checkbox"/> Total number of claims = <u>42</u>	\$396.00
<input type="checkbox"/> Multiple dependent claims	_____
<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath	\$130.00
<input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor	_____
<input type="checkbox"/> Fee for processing an application filed with a non-English language specification	_____
<input type="checkbox"/> Fee for processing and retention of application	_____

Total completion of application fees **\$1,434.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month Two months Three months Four months Five months

from: _____ until: _____

Date

Date

Total time extension fees _____

Total fees due **\$1,434.00**

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
41942-04500

In Re Application Of: **DEKKER, A.**

Serial No.	Filing Date	Examiner	Group Art Unit
10/081,887	February 22, 2002	Not Yet Assigned	3736

Invention: **"MONITORING MAYER WAVE EFFECTS BASED ON A PHOTOPLETHYSMOGRAPHIC SIGNAL"**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

The fee of **\$1,434.00** is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No.
A duplicate copy of this sheet is enclosed.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **50-1419**
A duplicate copy of this sheet is enclosed.

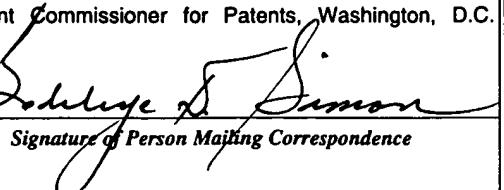

Kent A. Fischmann

Signature

**Kent A. Fischmann, Esq.
Registration No. 35,511
3151 South Vaughn Way
Suite 411
Aurora, Colorado 80014
(720)562-5501**

Dated: May 14, 2002

I certify that this document and fee is being deposited on **May 14, 2002** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Bobbye D. Simon

Signature of Person Mailing Correspondence

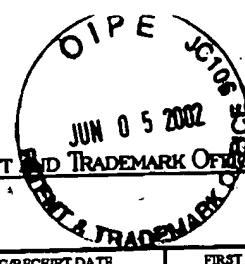
Bobbye D. Simon

Typed or Printed Name of Person Mailing Correspondence

CC:



UNITED STATES PATENT AND TRADEMARK OFFICE



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Page 1 of 1
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WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/081,887	02/22/2002	Andre Dekker	41942-04500

CONFIRMATION NO. 9941

FORMALITIES LETTER

OC000000007603925

Kent A. Fischmann, Esq.
3151 South Vaughn Way, Suite 411
Aurora, CO 80014

Date Mailed: 04/05/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.138(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$564.
 - \$398 for 22 total claims over 20.
 - \$168 for 2 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1434.

A copy of this notice MUST be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/07/2002 SMINASSI 00000084 10081887

01 FC:101	740.00 RP
02 FC:105	168.00 RP
03 FC:102	168.00 RP
04 FC:105	130.00 RP